

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of: )  
Koji ABE, et al ) Confirmation No. 7810  
Application No. 10/579,249 ) Examiner: Laura S. Weiner  
Filed: May 12, 2006 ) Group Art Unit: 1795  
For: NON-AQUEOUS ELECTROLYTIC SOLUTION )  
AND LITHIUM SECONDARY BATTERY

**RESPONSE TO ELECTION/RESTRICTION REQUIREMENT**

**Mailstop: Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Election/Restriction Requirement mailed October 16, 2009, Applicants respond as follows:

**REMARKS**

In response to the Office Action mailed October 16, 2009, Applicants hereby elect without traverse, Group II, Claims 8-17, 19 and 21, drawn to an electrolytic solution comprising a cyclic carbonate compound, a linear carbonate compound, a cyclohexylbenzene compound and further comprising 0.01-3 wt% a branched alkyl benzene compound, a lithium battery and a method of using the battery.

Consideration and allowance of the instant application are now respectfully requested.

Respectfully submitted,

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